

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

IN THE MATTER OF THE CARE AND)	No. ED96158
TREATMENT OF JAVIER CALLEJA,)	Appeal from the Circuit Court
Respondent/Appellant.)	of St. Louis County
)	Honorable Carolyn C. Whittington
)	Date: December 13, 2011

Respondent, Javier Calleja, appeals from the judgment entered on a jury verdict committing him to the Missouri Department of Mental Health (DMH) as a sexually violent predator. Respondent challenges the probate court's exclusion of evidence of respondent's immigration status and any deportation order.

AFFIRMED.

Division Two Holds:

Evidence of respondent's immigration status or evidence that respondent might be subject to deportation if released was not relevant to the disputed issues to be decided, which were whether respondent suffered from a mental abnormality, and whether this mental abnormality made respondent more likely than not to engage in predatory acts of sexual violence if he was not confined in a secure facility.

Opinion by: Kathianne Knaup Crane, P.J.
Lawrence E. Mooney, J. and Kenneth M. Romines, J., concur.

Attorney for Appellant: Erika R. Eliason

Attorneys for State of Missouri: Chris Koster and Timothy A. Blackwell

<p>THIS SUMMARY IS NOT PART OF THE OPINION OF THE COURT. IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND SHOULD NOT BE QUOTED OR CITED.</p>
